



08/25/05
JC06 Rec'd PCT/PTO 23 AUG 2005 PATT/J

Attorney Docket No. 05174/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): E. TODA, ET AL

Serial No. : 10/529,821 (corresponding
to PCT Application
No. PCTJP03/13125)

Deposited : March 31, 2005

For : METHOD AND APPARATUS FOR
CONTROLLING HYDRAULIC PUMP...

Customer No.: 01933

**SUBMISSION OF SIGNED DECLARATION
AND ASSIGNMENT**

Commissioner for Patents
Alexandria, VA 22313-1450

Att: MAIL STOP PCT

S I R :

Responsive to the Patent Office Notice mailed August 18,
2005, the term for response to which expires on October 18, 2005,
submitted herewith is a Declaration executed by the inventors,
referring to the application by International Application Number
and filing date.

Submitted herewith is a PTO-2038 form authorizing the charge
of \$130.00.

Also attached hereto is an executed Assignment and PTO-1595
Form, along with a PTO-2038 form authorizing the charge of \$40.00
to cover the Assignment recordation fee.

Authorization is also given to charge any additional fees which
may be required to Deposit Account No. 06-1378.

It is respectfully requested that prosecution on the merits
now proceed.

08/30/2005 GFREY1 00000128 10529821

01 FC:1617

130.00 QP

Respectfully submitted,

Leonard Holtz, Esq.
Reg. No. 22,974

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No.: EV 701 316 513 US

Date of Deposit: August 23, 2005

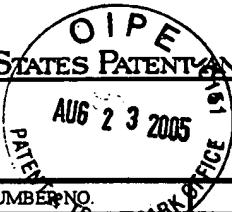
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22313-1450


SHARON PORTNOY

In the event that this Paper is late filed,
and the necessary petition for extension of
time is not filed concurrently herewith,
please consider this as a Petition for the
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authorization to charge the extension fee,
or any other fee required in connection with
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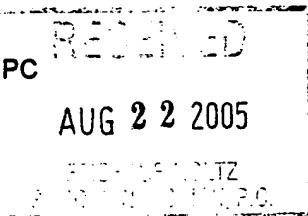
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/529,821	Eiji Toda	05174/LH

01933
FRISHAUF, HOLTZ, GOODMAN & CHICK, PC
220 5TH AVE FL 16
NEW YORK, NY 10001-7708



INTERNATIONAL APPLICATION NO.

PCT/JPO3/13125

IA. FILING DATE	PRIORITY DATE
10/14/2003	10/23/2002

CONFIRMATION NO. 7730
371 FORMALITIES LETTER
OC000000016784876
OC000000016784876

DECL
DUE 10/18/05

Date Mailed: 08/18/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/31/2005
- Copy of the International Search Report filed on 03/31/2005
- Information Disclosure Statements filed on 03/31/2005
- Request for Immediate Examination filed on 03/31/2005
- U.S. Basic National Fees filed on 03/31/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/529,821	PCT/JP03/13125	05174/LH

FORM PCT/DO/EO/905 (371 Formalities Notice)